

Law Enforcement

FOR OFFICE USE ONLY:

Version # _____

APP # 700478

ITEM 1. Proposed Project

The Stanislaus National Forest (STF) Law Enforcement project request provides year round Off-Highway Vehicle (OHV) and Over Snow Vehicle (OSV) law enforcement program activities. The requested grant will fund personnel time, supplies, materials, and training costs. The Project area encompasses four Ranger Districts including Mi-Wok (Crandall Peak/Deer Creek, Hull/Trout Creek, Hunter Creek), Calaveras (Black Springs, Round Valley, Deer Valley, Slick Rock, Sapps Hill, Liberty Hill, Pine Needle Flat, Rattlesnake), Summit (Eagle Meadows, Niagara), and Groveland (Moore Creek, Date Flat, Granite). The Forest program consist of a variety of Off-Highway Vehicle (OHV) routes (e.g., SUV, 4WD, ATV, MC) and Over Snow Vehicle (OSV Snowmobile) Routes (Lake Alpine SR 4, Spicer, Sonora Pass SR 108).

Funding request provides for a Forest Service presence in OHV use areas, visitor information and assistance, public health and safety, and enforcement of State and Federal laws and regulations. Education of visitors is the Forests main objective in gaining compliance and achieving an understanding of the environment and protection of natural resources. As warranted, warning and violation notices are issued.

The Stanislaus OHV patrol program is effective due to an experienced cadre of Forest Protection Officers (FPOs) and Law Enforcement Officers (LEOs). All officers are trained in applicable OHV/OSV regulations and areas of the STF where OHV issues traditionally occur. Routine patrols are conducted in the OHV riding areas. Emphasis is placed in areas where an increase in OHV violations is causing adverse resource impacts and where OHVs may be intruding into restricted areas.

The Forest strategy for enforcement is threefold: 1) provide a presence through patrol using FPOs, LEOs, Fire Prevention Technicians (FPTs) and volunteers; 2) provide adequate and updated signing and information boards or kiosks; and 3) provide maps that adequately display where legal riding opportunities exist.

The STF ranks within the top five of eighteen National Forest in California for overall annual recreational use and number three in overall motorized vehicle (OHV) use according to the to the latest USDA Forest Service National Visitor Use Monitoring (NVUM) data (USDA 2008b). Of the West Slope Sierra Nevada Forests in California, the STF ranks number one in both overall recreational use and OHV use as a main activity.

ITEM 2. Project Coverage

The project area encompasses 539,885 acres of National Forest System Land available for OHV road and trail opportunities out of the 898,000 total acres within the Stanislaus National Forest boundaries.

OHV opportunities are available on a system of National Forest Transportation System (NFTS) designated routes including 1,735 miles of high clearance roads open to non-highway licensed off-highway vehicles, 61 miles of high clearance four-wheel drive vehicle trails, 21 miles of ATV trails, and 13 miles of motorcycle trails. An additional 245 miles of non-system OHV routes are currently open and available for OHVs use.

The Stanislaus NF released the Motorized Travel Management Plan Environmental Impact Statement (EIS) in November 2009. Upon implementation, the plan will add additional Off-Highway Vehicle routes to the Stanislaus National Forest Transportation System (NFTS). A portion of the 245 miles of non-system routes will not be designated and will be closed to motor vehicles at this time.

OSV opportunities include 3 Sno-Parks, 73 miles of signed groomed routes, 44 miles of unsigned groomed routes, 555 miles of unsigned un-groomed routes, and 181,430 acres available for cross-country OSV travel by snowmobiles.

ITEM 3. Describe the frequency of the patrols

Off Highway Vehicle (OHV) Patrols will be conducted on all four districts by OHV funded Forest Protection Officers (FPOs) 5 to 7 days per week during the spring through fall high use season. The work schedule for late spring, summer, and early

fall use is typically Thursday through Mondays with increased emphasis on weekends. The Mi-Wok and Groveland request includes patrols all year, specifically on Friday, Saturday, and Sundays to patrol lower elevation use areas open all year. These patrols may be accomplished by motorcycle, ATV or standard vehicle as warranted.

Patrols by Forest Law Enforcement Officers (LEOs) will be conducted primarily on weekends and holidays. These patrols will focus on the most serious offenses and may occur in conjunction with patrols by FPOs. LEOs will be available seven days a week to assist FPOs or respond to reported OHV violations as needed.

Over Snow Vehicle (OSV) winter patrols begin in early December and continue generally into late March or early April depending on accumulated snow fall and use patterns. Patrolling generally ceases after Easter when winter activities decline dramatically. Patrol schedules are generally Saturday, Sundays and holidays.

ITEM 4. Deployment of Personnel

Project proposal will fund portion of salary for 15 Forest Protection Officers (FPOs), 6 Law Enforcement Officers (LEOs), and 4 Off-Highway Vehicle (OHV) volunteers with duties that include law enforcement, visitor information and assistance, health and safety, search and rescue, and monitoring across the Forest. This is equivalent to approximately 6 full time positions.

The Stanislaus NF Fire and Forest Law Enforcement Dispatch Center is open seven days a week, year round. Dispatch operators are available to take reports of OHV violations from both Forest Service employees via radio and the general public through available phone line during hours of operation. Dispatch phone numbers are posted at OHV riding area kiosk and are printed in the phone book.

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1. Identify areas with high priority law enforcement needs because of public safety, cultural resources, and sensitive environmental habitats, including wilderness areas and areas of critical environmental concerns:

Areas with high priority patrol emphasis include Crandall Peak/Deer Creek, Hull/Trout Creek, Niagara/Eagle Meadows, Black Springs, Interface/White Pines, Moore Creek, and the Date Flat area. These areas are traditional high use areas and have incurred impacts from OHV use in the past. Non-motorized trailheads (e.g., Box Springs/Bourland Meadow, Clear Lake, Burst Rock) will be a priority for routine monitoring and patrol as well.

During the winter season, increased OSV patrols will be conducted in areas adjacent to Wilderness Boundaries (e.g., Highland Lake, Castle Rock, Arnot Creek) to monitor and deter any potential wilderness intrusion. The Stanislaus has a program to detect Wilderness intrusions and actively enforces any OSV snowmobile use within restricted areas of the Forest.

2. Describe how the proposed Project relates to OHV Recreation and will sustain OHV Recreation, motorized off-highway access to non-motorized recreation, or OHV Opportunities associated with the Project Area:

Funding will provide an increased level of enforcement dealing with identified problem areas that would not otherwise be accomplished and increases the number of patrol officers and time that will be devoted to this activity. It provides specialized training in OHV enforcement that will improve the professionalism of our patrols and provides maintenance and replacement of regulatory signing and maps for the public reducing potential violations and adverse impacts. Funds will be used to provide increased resource protection and public safety through signing, and installation and maintenance of barriers.

Improved program management will reduce conflicts and adverse impacts between motorized and non-motorized activities. Funds will be used to patrol and monitor wilderness trailheads and lands adjacent to wilderness boundaries and non-motorized trails within the general Forest to minimize potential illegal use of these trails and areas.

3. Describe the Applicant's formal or informal cooperation with other law enforcement agencies:

The STF cooperates with the Alpine, Calaveras, Mariposa, and Tuolumne County Sheriff Departments both formally and informally. A formal cooperative agreement exists with Tuolumne County for the purpose of enforcing state laws. Informal cooperation between the STF and County Sheriff Departments includes OHV/OSV patrols and Search and Rescue. STF personnel also patrol with other law enforcement agencies in the Interface/White Pines, Hull/Trout Creek, and Summit and Calaveras OSV routes.

The Sheriff of each county has primary responsibility in Search and Rescue on National Forest lands. Forest Service personnel provide assistance to the County Sheriff within their capabilities when available and requested.

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4. Does the Applicant recover a portion of the law enforcement costs directly associated with privately sponsored OHV events where sponsors have obtained a local permit? ☒ Yes ☐ No
(Please select Yes or No)

Explain

Law enforcement/permit administration costs associated with permitted events can be recovered under Cost Recovery. To date, the STF has used permit fees under fee retention to pay for such costs.

5. The Applicant agrees to implement a public education program that includes information on safety programs available in the area and how to report OHV violations? (Please select Yes or No) ☒ Yes ☐ No

6. Describe the Applicant's OHV law enforcement training program including how the training program educates personnel to address OHV safety and natural and cultural resource protection:

Annual OHV personnel training includes Forest Protection Officer refresher, First Responder refresher, OHV sound monitoring, spark arrester inspections, registration compliance checks, and review of updated Forest Orders, CFR, and CVC laws and regulations. Additional training includes OHV monitoring, trail condition survey inventory, and ATV/motorcycle use and operation.

Several OHV technicians are certified Archaeological Surveyors and have received sensitive plant identification training. This provides knowledge to monitor, identify, and protect both cultural sites and sensitive plant populations.

Additionally, during routine trail condition monitoring, all completed monitoring forms are reviewed by resource specialist to determine any potential impacts to sensitive resource sites or habitats and protection measures prescribed.

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7. Is the proposed project in accordance with local or federal plans and the OHMVR Division Strategic Plan? (Please select Yes or No) ☒ Yes ☐ No
8. LOCAL AGENCIES ONLY - Describe the Applicant's policies and/or agreements regarding enforcement on federal land:
9. COUNTIES ONLY - Describe how the OHV in-lieu of tax funds are being used and whether the use of these fees complements the Applicant's project:

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10. APPLICANTS WHO MANAGE OHV RECREATION FACILITIES – Describe how your organization is meeting its operation and maintenance needs:
- The STF meets its OHV operation and maintenance needs through a combination of Forest Service allocated funding, California State OHV grants, Resource Advisory Committee (RAC) grant funds and the use of volunteers. Funding through these sources assists in providing for routine patrols, signing, education, and routine infrastructure maintenance and repair.
11. The Applicant agrees to enforce the registration of OHVs and the other provision of Division 16.5 commencing with Section 38000 of the vehicle code and to enforce other applicable laws regarding the operation of OHVs? (Please select Yes or No) ☒ Yes ☐ No

Project Cost Estimate for Grants and Cooperative Agreements Program - 2009/2010
Agency: US Forest Service - Patrol District- Stanislaus NF
Application: Law Enforcement

5/10/2010

Project Cost Estimate

FOR OFFICE USE ONLY:		Version # _____	APP # _____				
APPLICANT NAME :	US Forest Service - Patrol District- Stanislaus NF						
PROJECT TITLE :	Law Enforcement	PROJECT NUMBER (Division use only) :	G09-02-32-L01				
PROJECT TYPE :	<input type="checkbox"/> Acquisition <input type="checkbox"/> Development <input type="checkbox"/> Education & Safety <input type="checkbox"/> Ground Operations <input checked="" type="checkbox"/> Law Enforcement <input type="checkbox"/> Planning <input type="checkbox"/> Restoration						
PROJECT DESCRIPTION :	<p>The Stanislaus National Forest (STF) Law Enforcement project request provides year round Off-Highway Vehicle (OHV) and Over Snow Vehicle (OSV) law enforcement program activities. The requested grant will fund personnel time, supplies, materials, and training costs. The Project area encompasses four Ranger Districts including Mi-Wok (Crandall Peak/Deer Creek, Hull/Trout Creek, Hunter Creek), Calaveras (Black Springs, Round Valley, Deer Valley, Slick Rock, Sapps Hill, Liberty Hill, Pine Needle Flat, Rattlesnake), Summit (Eagle Meadows, Niagara), and Groveland (Moore Creek, Date Flat, Granite). The Forest program consist of a variety of Off-Highway Vehicle (OHV) routes (e.g., SUV, 4WD, ATV, MC) and Over Snow Vehicle (OSV Snowmobile) Routes (Lake Alpine SR 4, Spicer, Sonora Pass SR 108).</p> <p>Funding request provides for a Forest Service presence in OHV use areas, visitor information and assistance, public health and safety, and enforcement of State and Federal laws and regulations. Education of visitors is the Forests main objective in gaining compliance and achieving an understanding of the environment and protection of natural resources. As warranted, warning and violation notices are issued.</p> <p>The Stanislaus OHV patrol program is effective due to an experienced cadre of Forest Protection Officers (FPOs) and Law Enforcement Officers (LEOs). All officers are trained in applicable OHV/OSV regulations and areas of the STF where OHV issues traditionally occur. Routine patrols are conducted in the OHV riding areas. Emphasis is placed in areas where an increase in OHV violations is causing adverse resource impacts and where OHVs may be intruding into restricted areas.</p> <p>The Forest strategy for enforcement is threefold: 1) provide a presence through patrol using FPOs, LEOs, Fire Prevention Technicians (FPTs) and volunteers; 2) provide adequate and updated signing and information boards or kiosks; and 3) provide maps that adequately display where legal riding opportunities exist.</p> <p>The STF ranks within the top five of eighteen National Forest in California for overall annual recreational use and number three in overall motorized vehicle (OHV) use according to the to the latest USDA Forest Service National Visitor Use Monitoring (NVUM) data (USDA 2008b). Of the West Slope Sierra Nevada Forests in California, the STF ranks number one in both overall recreational use and OHV use as a main activity.</p>						
	Line Item	Qty	Rate	UOM	Grant Request	Match	Total
DIRECT EXPENSES							
Program Expenses							
1	Staff						

Project Cost Estimate for Grants and Cooperative Agreements Program - 2009/2010
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	Line Item	Qty	Rate	UOM	Grant Request	Match	Total
	Other-Sup. Law Enforcement Officer	20.000	487.000	DAY	1,948.00	7,792.00	9,740.00
	Law Enforcement Officers	140.000	440.000	DAY	11,000.00	50,600.00	61,600.00
	Other-Prevention Patrol	40.000	310.000	DAY	0.00	12,400.00	12,400.00
	Other-OHV/Rec. Specialist/Tech. FPO Notes : Forest Protection Officer (FPO)	200.000	310.000	DAY	60,450.00	1,550.00	62,000.00
	Other-OHV/Rec. Tech FPO Notes : Forest Protection Officer (FPO)	135.000	260.000	DAY	29,900.00	5,200.00	35,100.00
	Other-OHV/Rec. Tech FPO (temp) Notes : Forest Protection Officer (FPO)	275.000	166.000	DAY	45,650.00	0.00	45,650.00
	Other-OHV Volunteers Notes : Volunteer weekly OHV patrols including visitor education, assistance, and providing use area information within high use Forest OHV areas.	200.000	156.000	DAY	0.00	31,200.00	31,200.00
	Other-Campground Host Notes : Hull Creek Campground Host	120.000	156.000	DAY	0.00	18,720.00	18,720.00
	Other-Volunteer Perdiem Notes : Perdiem for OHV Patrol volunteers	320.000	10.000	DAY	0.00	3,200.00	3,200.00
	Total for Staff				148,948.00	130,662.00	279,610.00
2	Contracts						
3	Materials / Supplies						
	Other-Misc. Supplies Notes : (OHV law enforcement patrol support- e.g., first aid kit, batteries, maps, GPS/radio accessories, sign repair, nails, bolts, paint)	4.000	260.000	MISC	1,040.00	0.00	1,040.00
	Other-Uniforms Notes : (e.g., annual Forest Service uniform allowance for OHV	6.000	270.000	MISC	0.00	1,620.00	1,620.00

Project Cost Estimate for Grants and Cooperative Agreements Program - 2009/2010
Agency: US Forest Service - Patrol District- Stanislaus NF
Application: Law Enforcement

5/10/2010

	Line Item	Qty	Rate	UOM	Grant Request	Match	Total
	patrol personnel- Pants, shirt, belt, and hat)						
	Total for Materials / Supplies				1,040.00	1,620.00	2,660.00
4	Equipment Use Expenses						
	Other-4WD FOR Notes : Fixed Ownership Rate (FOR) - Forest Service monthly vehicle rental (use) rate.	300.000	14.000	DAY	0.00	4,200.00	4,200.00
	Other-4WD Mileage Notes : Forest Service vehicle mileage rate (rate per mile driven).	300.000	20.000	DAY	0.00	6,000.00	6,000.00
	Other-4WD FOR LE Notes : Fixed Ownership Rate (FOR) - Forest Service monthly vehicle rental (use) rate.	140.000	20.000	DAY	0.00	2,800.00	2,800.00
	Other-4WD Mileage LE Notes : Forest Service vehicle mileage rate (rate per mile driven).	140.000	20.000	DAY	0.00	2,800.00	2,800.00
	Other-ATV/MC use Notes : OHV daily use rate (cost per day includes fuel, oil, and fluids).	350.000	8.000	DAY	0.00	2,800.00	2,800.00
	Other-Snowmobile use Notes : OSV daily use rate (cost per day includes fuel, oil, and fluids).	75.000	30.000	DAY	0.00	2,250.00	2,250.00
	Total for Equipment Use Expenses				0.00	20,850.00	20,850.00
5	Equipment Purchases						
6	Others						
	Other-FPO Refresher Notes : (annual Forest Protection Officer Training)	10.000	300.000	DAY	0.00	3,000.00	3,000.00
	Other-OHV Inspections/Monitoring Notes : (Stanislaus NF OHV inspection training including sound	10.000	300.000	DAY	0.00	3,000.00	3,000.00

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	Line Item	Qty	Rate	UOM	Grant Request	Match	Total
	monitoring, spark arrester/exhaust inspections, and registration compliance checks)						
	Other-ATV Operator Training	4.000	300.000	DAY	0.00	1,200.00	1,200.00
	Other-Motorcycle Operator Training	2.000	300.000	DAY	0.00	600.00	600.00
	Other-Misc.LEO Refresher	5.000	450.000	DAY	0.00	2,250.00	2,250.00
	Total for Others				0.00	10,050.00	10,050.00
7	Indirect Costs						
	Indirect Costs-Overhead Costs	1.000	14900.000	MISC	0.00	14,900.00	14,900.00
	Total Program Expenses				149,988.00	178,082.00	328,070.00
	TOTAL DIRECT EXPENSES				149,988.00	178,082.00	328,070.00
	TOTAL EXPENDITURES				149,988.00	178,082.00	328,070.00

Project Cost Summary for Grants and Cooperative Agreements Program - 2009/2010
Agency: US Forest Service - Patrol District- Stanislaus NF
Application: Law Enforcement

5/10/2010

	Line Item	Grant Request	Match	Total	Narrative
DIRECT EXPENSES					
Program Expenses					
1	Staff	148,948.00	130,662.00	279,610.00	
2	Contracts	0.00	0.00	0.00	
3	Materials / Supplies	1,040.00	1,620.00	2,660.00	
4	Equipment Use Expenses	0.00	20,850.00	20,850.00	
5	Equipment Purchases	0.00	0.00	0.00	
6	Others	0.00	10,050.00	10,050.00	
7	Indirect Costs	0.00	14,900.00	14,900.00	
Total Program Expenses		149,988.00	178,082.00	328,070.00	
TOTAL DIRECT EXPENSES		149,988.00	178,082.00	328,070.00	
TOTAL EXPENDITURES		149,988.00	178,082.00	328,070.00	

Environmental Review Data Sheet (ERDS)

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ITEM 1 and ITEM 2

ITEM 1

- a. ITEM 1 - Has a CEQA Notice of Determination (NOD) been filed for the Project? ☐ Yes ☒ No
(Please select Yes or No)

ITEM 2

- b. Does the proposed Project include a request for funding for CEQA and/or NEPA document preparation prior to implementing the remaining Project Deliverables (i.e., is it a two-phased Project pursuant to Section 4970.06.1(b)) (Please select Yes or No) ☐ Yes ☒ No

ITEM 3 - Project under CEQA Guidelines Section 15378

- c. ITEM 3 - Are the proposed activities a "Project" under CEQA Guidelines Section 15378? ☐ Yes ☒ No
(Please select Yes or No)
- d. The Application is requesting funds solely for personnel and support to enforce OHV laws and ensure public safety. These activities would not cause any physical impacts on the environment and are thus not a "Project" under CEQA. (Please select Yes or No) ☐ Yes ☒ No
- e. Other. Explain why proposed activities would not cause any physical impacts on the environment and are thus not a "Project" under CEQA. DO NOT complete ITEMS 4 – 10
Application request funds solely for personnel and support to enforce OHV laws and provide for public safety. Project involves no ground disturbing activities and patrols will be conducted on National Forest Transportation System (NFTS) roads and trails.

ITEM 4 - Impact of this Project on Wetlands

ITEM 5 - Cumulative Impacts of this Project

ITEM 6 - Soil Impacts

ITEM 7 - Damage to Scenic Resources

ITEM 8 - Hazardous Materials

Is the proposed Project Area located on a site included on any list compiled pursuant to Section 65962.5 of the California Government Code (hazardous materials)? (Please select Yes or No) ☐ Yes ☒ No

If YES, describe the location of the hazard relative to the Project site, the level of hazard and the measures to be taken to minimize or avoid the hazards.

ITEM 9 - Potential for Adverse Impacts to Historical or Cultural Resources

Would the proposed Project have potential for any substantial adverse impacts to historical or cultural resources? (Please select Yes or No) ☐ Yes ☒ No

Discuss the potential for the proposed Project to have any substantial adverse impacts to historical or cultural resources.

ITEM 10 - Indirect Significant Impacts

CEQA/NEPA Attachment